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Atorneys for Defendant:
CHARLES BARRETT

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
CHARLES BARRETT,
Defendants.

Case No. 1:22-CR-00213 JAM-BAM

The defense hereby submits the following Jury Instruction for the court's consideration and review.

Dated: February 1, 2024.

Respectfully Submitted,
/s/ **Timothy P. Hennessy**
Timothy P. Hennessy
Attorney for Defendant
Charles Barrett
Respectfully Submitted.

Dated: February 1, 2024

/s/ **David A. Torres**
DAVID A. TORRES
Attorney for Defendant
Charles Barrett

1 INSTRUCTION NO. ____
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4 Evidence has been admitted that the defendant may have (been intoxicated) (suffered from
5 diminished capacity) at the time that the crime charged was committed. (Intoxication can result from
6 being under the influence of alcohol or drugs or both)

7 You may consider evidences of the defendant's (intoxication)(diminished capacity) in deciding whether
8 the government has proven beyond a reasonable doubt that the defendant acted with the required intent to
9 commit ()

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25 9TH CIR. CRIM. JURY INSTR. 6.23 (2022)
26 GIVEN
27 GIVEN AS MODIFIED ..
28 REFUSED
WITHDRAWN ____